

IN THE SUPREME COURT OF THE STATE OF NEVADA

WILLIAM CHARLES PILLATOS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 63463

FILED

JAN 16 2014

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER OF AFFIRMANCE

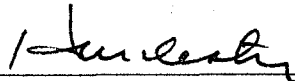
This is a proper person appeal from an order of the district court denying a motion to modify sentence.¹ Eighth Judicial District Court, Clark County; David B. Barker, Judge.

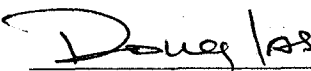
In his motion filed on May 3, 2013, appellant claimed that when the district court sentenced him, the court was under the mistaken assumption that appellant failed to appear for his original sentencing hearing without contacting his counsel and that his counsel was unaware of his whereabouts, thereby resulting in the district court sentencing appellant to the sentence to which the parties stipulated were appellant to fail to appear. Appellant's claims fell outside the narrow scope of claims permissible in a motion to modify sentence. *See Edwards v. State*, 112 Nev. 704, 708, 918 P.2d 321, 324 (1996). Therefore, without considering

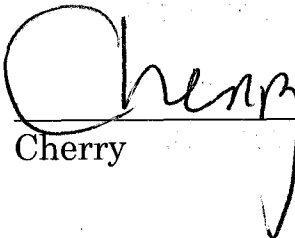
¹This appeal has been submitted for decision without oral argument, NRAP 34(f)(3), and we conclude that the record is sufficient for our review and briefing is unwarranted. *See Lockett v. Warden*, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

the merits of any of the claims raised in the motion, we conclude that the district court did not err in denying the motion. Accordingly, we

ORDER the judgment of the district court AFFIRMED.²


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Cherry

cc: Hon. David B. Barker, District Judge
William Charles Pillatos
Attorney General/Carson City
Clark County District Attorney
Eighth District Court Clerk

²We have reviewed all documents that appellant has submitted in proper person to the clerk of this court in this matter, and we conclude that no relief based upon those submissions is warranted. To the extent that appellant has attempted to present claims or facts in those submissions which were not previously presented in the proceedings below, we have declined to consider them in the first instance.